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6 Attorneys for Defendant
7 AT&T MOBILITY LLC

8 UNITED STATES DISTRICT COURT
9
10 NORTHERN DISTRICT OF CALIFORNIA

11 LOUIS JIRAN AND DELORES
12 GRESHAM, individually and on behalf of
a class of similarly situated individuals,

13 Plaintiffs,

14 v.

15 AT&T MOBILITY, LLC d/b/a The New
16 AT&T f/k/a CINGULAR WIRELESS, a
Delaware limited liability company,
17 VERISIGN, INC., a Delaware corporation,
M-QUBE, INC., a Delaware corporation,
18 MBLOX, INC., a Delaware corporation,
and MOBILE MESSENGER AMERICAS,
19 INC., a Delaware corporation,

20 Defendants.

21 BABAK PISHVAEE, individually, and on
22 behalf of a class of similarly situated
individuals,

23 Plaintiffs,

24 v.

25 VERISIGN, INC., a California corporation,
26 M QUBE, INC., a Delaware corporation,
and AT&T MOBILITY LLC, formerly
known as Cingular Wireless LLC, a
27 Delaware corporation,

28 Defendants.

Case No. C-08-00013 CW

**NOTICE OF MOTION AND MOTION TO
STAY**

Date: September 4, 2008

Time: 2:00 p.m.

Courtroom: 2, 4th Floor

Case No. C-07-3407 CW

1 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on September 4, 2008 at 2:00 p.m., in Department 2 of this
3 Court, located at 1301 Clay Street, Oakland, CA 94612, defendants Cingular Wireless Services
4 LLC, AT&T Wireless Services, Inc. and New Cingular Wireless Services, Inc. (now collectively
5 “AT&T Mobility”) and Plaintiffs Louis Jiran and Delores Gresham will jointly move and hereby
6 do move for an order staying all pretrial activity in the *Pishvae v. VeriSign, et al.*, Case No. 07-
7 3407 (N.D. Cal.) and *Jiran v. AT&T Mobility LLC, et al.*, Case No. 08-00013, (N.D. Cal.)
8 proceedings until a final settlement is approved by the court. A parallel class action is pending
9 before the Superior Court of Fulton County, Georgia captioned *Tracie McFerren v. AT&T*
10 *Mobility LLC*, No. 2008-EV-004400F. The parties in the *McFerren* case have recently reached a
11 nationwide settlement, which has been preliminarily approved by the *McFerren* Court. Because
12 the *McFerren* settlement class includes all persons within the putative class for the pending
13 federal actions within the *Pishvae* and *Jiran* cases, a stay is appropriate pursuant to the Court’s
14 inherent power to stay litigation in the interest of judicial economy.

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1 This Motion to Stay is based on this Notice of Motion and Motion, the following
2 memorandum of points and authorities in support, the accompanying Declaration of Michael
3 Stortz, and such further items as may be considered by the Court in determining this Motion.

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5 Dated: July 17, 2008

DRINKER BIDDLE & REATH LLP

6
7 By: /s/ Beth Arnese

Beth O'Neal Arnese

8 Attorneys for Defendant
9 AT&T MOBILITY LLC

10 Dated: July 17, 2008

KAMBEREDELSON, LLC

11
12 By: /s/ Myles McGuire

Myles McGuire

13 Attorneys for Plaintiffs
14 Louis Jiran, Dolores Gresham and Aliza
15 Valdez

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Attorneys for Defendant
AT&T MOBILITY LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LOUIS JIRAN AND DELORES
GRESHAM, individually and on behalf of
a class of similarly situated individuals,

Plaintiffs,

v.

AT&T MOBILITY, LLC d/b/a The New
AT&T f/k/a CINGULAR WIRELESS, a
Delaware limited liability company,
VERISIGN, INC., a Delaware corporation,
M-QUBE, INC., a Delaware corporation,
MBLOX, INC., a Delaware corporation,
and MOBILE MESSENGER AMERICAS,
INC., a Delaware corporation,

Defendants.

Case No. C-08-00013 CW

**[PROPOSED] ORDER GRANTING
MOTION TO STAY**

BABAK PISHVAEE, individually, and on
behalf of a class of similarly situated
individuals,

Plaintiffs,

v.

VERISIGN, INC., a California corporation,
M QUBE, INC., a Delaware corporation,
and AT&T MOBILITY LLC, formerly
known as Cingular Wireless LLC, a
Delaware corporation,

Defendants.

Case No. C-07-3407 CW

1 On September 4, 2008, Defendants Cingular Wireless LLC, AT&T Wireless Services,
2 Inc., and New Cingular Wireless Services (now collectively "AT&T Mobility") and Plaintiffs
3 Louis Jiran and Delores Gresham's Joint Motion to Stay came on for hearing in Courtroom 2 of
4 this Court. All parties were given notice and an opportunity to be heard, and each party was
5 represented at the hearing by its counsel of record. Having reviewed all of the papers and
6 admissible evidence filed in support of and in opposition to the motion and for good cause
7 appearing:

8 IT IS HEREBY ORDERED THAT the motion to stay is GRANTED. The Court hereby
9 orders a stay of all pretrial activity in the *Pishvae* and *Jiran* cases pending final approval of the
10 settlement in the parallel class action pending before the Superior Court of Fulton County,
11 Georgia captioned *Tracie McFerren v. AT&T Mobility LLC*, No. 2008-EV-004400F.

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13 Dated: September _____, 2008

14 Hon. Claudia Wilken
15 United States District Court
16 Northern District of California
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